Motion to pass.

The Hon'ble Sri K. T. BHASHYAM.—Sir, I beg to move :

"That the Mysore Legislative Assembly (Prevention of Disqualification) Bill, 1951, as reported by the Select Committee, be passed."

Mr. SPEAKER.—The question is :

"That the Mysore Legislatvie Assembly (Prevention of Disqualification) Bill, 1951, as reported by the Select Committee, be passed."

The motion was adopted.

The Bangalore City Municipal Corporation (Amendment) Bill 1951.

Motion to consider.

Mr. SPEAKER.—We may now resume discussion on the Bangalore City Municipal Corporation (Amendment) Bill, 1951. We were discussing the Bill and because some Hon'ble Members requested time to study the Bill further, we stopped it at that stage. The consideration motion is now before the House. Anybody who wants to speak on it can do so.

The Hon'ble Sri K. T. BHASHYAM (Minister for Law and Labour).—Sir, in respect of this Bill, I wish to bring to the notice of this Hon'ble House that in making these changes which we have now made, we are providing for larger powers being exercised by the Corporation. And the various sections which confer these powers are contained in this Bill. I wish to make one statement; namely, that in respect of this Bill many of the corporators of Bangalore have given their suggestions to us and we wish to express on behalf of the Government our gratitude to them for the earnestness with which they have gone through this Bill and pointed out some of the changes which might further be made in order to make this Bill even more effective and useful. We have adopted many of their suggestions. Some of the suggestions, of course we could not adopt. For example: they say that the Corporation should have the final word in all matters and when we say 'you cannot do this without consulting the Government', naturally they say 'you do not put that limitation on us, we would like to have full autonomy!' While we have given the corporation autonomy as far as we can in consonance with the spirit of the Constitution, we feel that Government have to control and supervise. It is only this kind of limitation that we have provided for —we have provided for control and supervision by the Government. And though in certain matters like this which are very few, Government had to retain power to control, I am glad to testify, Sir, that this Bill confers very wide powers over the Corporation and we hope that by reason of the passing of this Bill, the Corporation will be able to render even more efficient service than the Municipality was able to do. I wish to express on the floor of this House our thanks to the Corporators who gave these suggestions and to convey to them our appreciation of their efforts and to say that while we have accepted many of the amendmends suggested by them, if we did not accept a few other amendments which we could not accept, it is not because we were unwilling to accept them, but because we felt that it was not possible under the then circumstances under which we were situated, to accept those amendments.

With these words, Sir I commend this Bill for the acceptance of the House.

Mr. SPEAKER.—The question is :

"That the City of Bangalore Municipal Corporation (Amendment) Bill, 1951, as reported by the Select Committee, be taken into consideration."

The motion was adopted.

Mr. SPEAKER.—The clauses of the Bill will be submitted to the Assembly. Clauses 2 to 20, both inclusive. The question is

"That Clauses 2 to 20, both inclusive, stand part of the Bill."

The motion was adopted.

Clauses 2 to 20, both inclusive, were added to the Bill.

Mr. SPEAKER.—Clause 21. The Hon'ble Minister for Local Self-Government has an amendment.

The Hon'ble Sri R. CHENNIGARAMIAH (Minister for Local Self-Government).—Sir, I beg to move.—

"That for Clause 21, the following Clause shall be substituted:

"21. In Section 165 of the said Act for the word 'June' the word 'February' shall be substituted."

ಬಡ್ಜೆಟ್ ತಯಾರು ಮಾಡುವುದು ಜೂ ತಿಂಗಳಿನಲ್ಲಿ ಎಂಬುದಾಗಿ ಆಕ್ಟ್‌ನಲ್ಲಿ ಇದೆ. ಈಗ financial year ಬದರಾವಣೆಯಾಗಿರುವುದರಿಂದ ಜೂಕ್ಕೆ ಬದರಾಗಿ ಫೆಬ್ರವರಿಯಲ್ಲಿ ಬಡ್ಜೆಟ್ ತಯಾರು ಮಾಡಬೇಕೆಂದು ಬದರಾವಣೆ ಮಾಡಬೇಕಾಗುತ್ತದೆ. ಆದ್ದರಿಂದ 'ಜೂ' ಗೆ ಬದರಾಗಿ 'ಫೆಬ್ರವರಿ' ಎಂಬ ಪದವನ್ನು ಸೇರಿಸಬೇಕೆಂದು ಈ ತಿದ್ದುಪಡಿಯನ್ನು ತಂದಿದೆ.

Mr. SPEAKER.—The question is:

"That for Clause 21, the following Clause shall be substituted:

"21. In Section 165 of the said Act for the word 'June' the word 'February' shall be substituted."

The motion was adopted.

Mr. SPEAKER.—The question is:

"That Clause 21, as amended, stand part of the Bill."

The motion was adopted.

Clause 21, as amended, was added to the Bill.

Mr. SPEAKER.—Clause 22.

The Hon'ble Sri R. CHENNIGARAMIAH.—I beg to move:

"That the following proviso shall be added at the end of sub-clause (2).

"Provided however that if within two months of the date of receipt of the Budget, the Government do not communicate any orders thereon the Budget shall be deemed to have been sanctioned by the Government."

ಬಡ್ಜೆಟ್‌ಗೆ ಸರ್ಕಾರದ ಮಂಜೂರಾತಿ ದೊರೆಯುವ ವಿಚಾರ ಈ ತಿದ್ದುಪಡಿಯಲ್ಲಿ ಇದೆ. ಬಡ್ಜೆಟ್‌ಗೆ ಮಂಜೂರಾತಿ ದೊರೆಯದಿದ್ದರೆ ಕಾರ್ಪೊರೇಷನವರು ಎಷ್ಟು ದಿನ ಕಾಯಬೇಕು ಎಂಬ ಬಗ್ಗೆ ನಿಯಾಮಕ ಇಲ್ಲ. ಆದ್ದರಿಂದ ಇಷ್ಟು ದಿನದ ವರೆಗೆ ಕಾಯಬೇಕು, ಅದರ ಮೇಲೆ ಕಾಯಬೇಕಾಗಿಲ್ಲ ಎಂಬ ನಿಯಮವನ್ನು ಸೇರಿಸಬೇಕಾಗಿದೆ. ಡಿಸ್ಟ್ರಿಕ್ಟ್ ಬೋರ್ಡ್‌ಗೆ ಎರಡು ತಿಂಗಳು ಎಂಬುದಾಗಿ ಇದೆ. ಅದೇ ರೀತಿ ಇದಕ್ಕೂ ನಹ ಸರ್ಕಾರದವರು ಎರಡು ತಿಂಗಳೊಳಗೆ ಬಡ್ಜೆಟ್ ವಾಪಸು ಕಳುಹಿಸದಿದ್ದರೆ, ಮಂಜೂರಾಗಿದೆ ಎಂದು ತಿಳಿದುಕೊಂಡು ಬಡ್ಜೆಟ್ಟನ್ನು ಮುಂದುವರಿಸಬಹುದು ಎಂಬುದಾಗಿ ಈ ಒಂದು ತಿದ್ದುಪಡಿಯನ್ನು ತಂದಿದ್ದೇನೆ.

Mr. SPEAKER.—Amendment moved:

"That the following proviso shall be added at the end of sub-clause (2).

'Provided however that if within two months of the date of receipt of the Budget, the Government do not communicate any orders thereon, the Budget shall be deemed to have been sanctioned by the Government."

ಶ್ರೀ ಬಿ. ಹುಚ್ಚೇಗೌಡರು.—ಫೆಬ್ರುವರಿಯಲ್ಲಿ ಬಡ್ಜೆಟ್ ತಯಾರುಮಾಡಿ ಕಳುಹಿಸುತ್ತಾರೆ. ಅದು ಮಾರ್ಚಿ ಒಳಗೆ ಮಂಜೂರಾತಿ ಪಡೆದು ಪುನಃ ಅವರಿಗೆ ವಾಪಸು ತಲುಪಿದರೆ ಒಳ್ಳೆಯದು. ಎರಡು ತಿಂಗಳು ಎಂದರೆ ಮಾರ್ಚಿ, ಏಪ್ರಿಲ್ ಈ ಎರಡು ತಿಂಗಳಿನಲ್ಲೂ ಯಾವ ಕೆಲಸಕಾರ್ಯವೂ ನಡೆಯುವುದಕ್ಕೆ ಅವಕಾಶವಿರುವುದಿಲ್ಲ. ಆದ್ದರಿಂದ ಎರಡು ತಿಂಗಳಿಗ ಬದಲಾಗಿ ಒಂದು ತಿಂಗಳು ಎಂದು ಇದ್ದರೆ ಸರಿಯಾಗಿರುತ್ತದೆ.

ಮಾನ್ಯ ಶ್ರೀ ಆರ್. ಚೆನ್ನಿಗರಾಮಯ್ಯನವರು.—ಶ್ರೀ ಹುಚ್ಚೇಗೌಡರು ಹೇಳಿದ್ದು ಕೇಳಿದೆ. ಅವರಿಗೂ ಅನುಭವ ಇದೆ. ಅವರು ಡಿಸ್ಟ್ರಿಕ್ಟ್ ಬೋರ್ಡ್ ಪ್ರೆಸಿಡೆಂಟರಾಗಿದ್ದಾರೆ. ಸರ್ಕಾರದ ಮಂಜೂರಾತಿ ದೊರೆತು ಬರುವವರೆಗೂ ಅಲ್ಲಿ ಕೆಲಸ ಕಾರ್ಯ ನಡೆಯುತ್ತಾ ಇದೆಯೋ ಇಲ್ಲವೋ ಎಂಬುದಕ್ಕೆ ಅವರು ಉತ್ತರ ಕೊಟ್ಟರೆ ಸಾಕು. ನನಗೆ ತೃಪ್ತಿ ಆಗುತ್ತದೆ. ಆ ರೀತಿ ಎರಡು ತಿಂಗಳ ಒಳಗೆ ಏನೂ ಕೆಲಸಕಾರ್ಯಮಾಡದ ಹಾಗೆ ಇರುವುದಿಲ್ಲ. ಎರಡು ತಿಂಗಳು ಪೂರ್ತಿಯಾಗುವವರೆಗೂ ಕಾಯಬೇಕಾಗಿಲ್ಲ, 15ದಿನದೊಳಗೆ ಕಳುಹಿಸಬಹುದು. ಮೂರು ವಾರಗಳೊಳಗೆ ಕಳುಹಿಸಬಹುದು. ಎರಡು ತಿಂಗಳು ಇಟ್ಟುಕೊಂಡಿರುವುದಕ್ಕೆ ಕಾರಣ ಇಷ್ಟೆ. ನಾನಾ ಕಡೆಗಳಿಂದ ಬಡ್ಜೆಟ್ ಬಂದಿರುತ್ತದೆ. ಅವನ್ನೆಲ್ಲಾ ಪರಿಶೀಲನೆಮಾಡಿ, ಮಂಜೂರುಮಾಡಬೇಕಾದರೆ ಎರಡು ತಿಂಗಳಾದರೂ ಬೇಕಾಗುತ್ತದೆ. ಕೆಲವು ಸಂದರ್ಭಗಳಲ್ಲಿ 15 ದಿನದಲ್ಲೇ ಕಳುಹಿಸಬಹುದು. ಕೆಲವು ಸಂದರ್ಭಗಳಲ್ಲಿ ಒಂದು ತಿಂಗಳು, ಎರಡು ತಿಂಗಳು ಆಗಬಹುದು. ಆದ್ದರಿಂದ upper limit ಎರಡು ತಿಂಗಳು ಇರಬೇಕೆಂದು ಮಾಡಿದೆ. ದಿನಚರಿಯ ಕೆಲಸ ಕಾರ್ಯಗಳು ಸಾಮಾನ್ಯವಾಗಿ ನಡೆಯುತ್ತಲೇ ಇರತ್ತವೆ. ಹೊಸದಾಗಿ ದೊಡ್ಡ ಯೋಜನೆಯನ್ನೇನಾದರೂ ಮಾಡಿದ್ದರೆ ಮಂಜೂರಾಗುವವರೆಗೂ ಕಾಯಬೇಕಾಗುತ್ತದೆ. ಎರಡು ತಿಂಗಳು ಇದ್ದ ಮಾತ್ರಕ್ಕೆ ಅನಾವಶ್ಯಕವಾಗಿ ನಿಧಾನಮಾಡಬೇಕೆಂಬ ಉದ್ದೇಶವಿಲ್ಲ. ಕಾರ್ಯರೂಪದಲ್ಲಿ ಎರಡು ತಿಂಗಳ ಒಳಗೇ ಮಂಜೂರುಮಾಡಬೇಕಾದರೆ ಕೆಲವು ಸಂದರ್ಭಗಳಲ್ಲಿ ಕಷ್ಟವಾಗುತ್ತದೆ. ಈತರಹ ಒಂದು ಲಿಮಿಟ್ ಇಲ್ಲದಿದ್ದರೆ ಎರಡಲ್ಲ ನಾಲ್ಕು ತಿಂಗಳಾದರೂ ಮಂಜೂರಾಗುವ ತನಕ ಕಾಯಬೇಕಾಗುತ್ತದೆ. ಆದ್ದರಿಂದ ಎರಡು ತಿಂಗಳು ಕಾದು ಎರಡು ತಿಂಗಳಮೇಲೆ ತಮ್ಮ ಕೆಲಸಕಾರ್ಯ ಮಾಡಬಹುದು ಎಂಬುದೇ ಇದರ ಉದ್ದೇಶ. ಆದ್ದರಿಂದ ಶ್ರೀ ಹುಚ್ಚೇಗೌಡರು ಎತ್ತಿರುವ ತಕ್ಕ ಆಕ್ಷೇಪಣೆ ಸಮರ್ಪಕವಾಗಿಲ್ಲವೆಂದು ಹೇಳುತ್ತೇನೆ.

Mr. SPEAKER.—The question is:

"That the following proviso shall be added at the end of sub-clause (2):

"Provided however that if within two months of the date of receipt of the Budget, the Government do not communicate any orders thereon, the Budget shall be deemed to have been sanctioned by the Government."

The motion was adopted.

Mr. SPEAKER.—The question is:—

"That Clause 22, as amended, stand part of the Bill."

The motion was adopted.

Clause 22, as amended, was added to the Bill.

Mr. SPEAKER.—Clause 23. The question is:

"That Clause 23 stand part of the Bill."

The motion was adopted.

Clause 23 was added to the Bill.

Mr. SPEAKER.—Clause 1. The question is:

"That Clause 1 stand part the Bill."

The motion was adopted.

Clause 1 was added to the Bill.

Mr. SPEAKER.—Title and Preamble. The question is:—

"That the Title and the Preamble stand part of the Bill."

The motion was adopted.

The Title and the Preamble were added to the Bill.

Motion to pass.

The Hon'ble Sri R. CHENNIGARAMIAH.—Sir, I beg to move:—

"That the City of Bangalore Municipal Corporation (Amendment) Bill, 1951, as amended, be passed."

Mr. SPEAKER.—The question is:

"That the City of Bangalore Municipal Corporation (Amendment) Bill, 1951, as amended, be passed."

The motion was adopted.

The Mysore Village Panchayets and District Boards Bill 1951.

Mr. SPEAKER.—Discussion on the consideration of clauses of the Mysore Village Panchayets and District Boards Bill, 1951, will now be resumed. Clauses 49 and 50.

The question is:

"That Clauses 49 and 50 stand part of the Bill."

The motion was adopted.

Clauses 49 and 50 were added to the Bill.

Mr. SPEAKER.—Clause 51.

The Hon'ble Sri K. T. BHASHYAM (Minister for Law and Labour).—May I move that Clauses 51 and 55 of the Bill be held over for dicussion till a later day, either to-morrow or some other day? The rest of the clauses of the Bill may be taken up and disposed of now.

The Hon'ble Sri R. CHENNIGARAMIAH.—That may be done, Sir.

Mr. SPEAKER.—Yes, if the House will agree to the suggestion.

SEVERAL MEMBERS.—Yes.

Mr. SPEAKER.—Then those Clauses will be taken up sometime later. Clauses 52 and 53. The question is:—

"That Clauses 52 and 53 stand part of the Bill."

The motion was adopted.

Clauses 52 and 53 were added to the Bill.

Mr. SPEAKER.—Clause 54.

Sri K. SAMPANGIRAMIAH.—I beg to move:

"That in sub-clause (1) (B) (2) (c), the word 'ordinary' shall be inserted between the words 'three consecutive' and 'meetings', and the word 'over' shall be inserted between the words 'for' and 'six' in the penultimate line."

I believe that the introduction of the word 'ordinary' is very necessary because in the course of a few days these special meetings are held and when a member is absent for these meetings, the seat will become vacant. This is not the object of the Bill. If the person absents himself for three consecutive ordinary meetings, then it is reasonable to say that the seat becomes vacant. But if the qualifying words are not there, it may give rise to an interpretation contrary to what is intended therein. That is why I want the word 'ordinary' to be inserted.

With regard to the other amendment, there is provision in the Act to grant leave for six months. If a member is absent for six months, then the seat may become vacant and not otherwise. That is why I suggest that the word 'over' may be inserted between the words 'for' and 'six'.